

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

July 3, 2007

DIVISION ONE

B194504 People (Not for Publication)
v.
Ismael Martinez

The judgment is affirmed.

Rothschild, J.

We concur: Mallano, Acting P.J.
 Jackson, J. (Assigned)

B186673 Thompson (Not for Publication)
v.
Oceanaire Homeowners Association et al.

The judgment is affirmed. Respondents shall recover costs on appeal.

Rothschild, J.

We concur: Mallano, Acting P.J.
 Jackson, J. (Assigned)

DIVISION TWO

B189688 Bell (Not for Publication)

V.

UCLA Harbor Medical Center

The judgment is affirmed. Respondent(s) to recover costs.

Doi Todd, Acting P.J.

We concur: Ashmann-Gerst, J.

Chavez, J.

B187584 People (Not for Publication)

V.

Saens

The order appealed from is affirmed.

Doi Todd, J.

We concur: Boren, P.J.

Chavez, J.

B195015 Los Angeles County, D.C.S. (Not for Publication)

V.

Leslie M.

The order terminating jurisdiction over Alyssa is reversed and the matter is remanded with directions to the juvenile court to require the Department to comply with section 391 and to provide proper notice under the ICWA.

Doi Todd, Acting P.J.

We concur: Ashmann-Gerst, J.

Chavez, J.

DIVISION TWO (continued)

B192174 People (Not for Publication)
 v.
 Eric R.

Probation condition No. 15 is modified to read: “minor is not to associate with persons of whom he knows his parents and his probation officer disapprove or with anyone he knows is on probation or parole.” Probation condition No. 16 is modified to read: “minor is not to remain in the presence of any unlawfully armed person when he knows the person is unlawfully armed.” In all other respects, the order is affirmed.

Doi Todd, J.

We concur: Boren, P.J.
 Ashmann-Gerst, J.

B192889 Smith (Not for Publication)
 v.
 Koesters

The order of July 28, 2006 is reversed and the matter is remanded to the trial court for further proceedings consistent with this opinion. These further proceedings are to be concluded within 30 days of the issuance of the remittitur. The parties are to bear their own costs on appeal.

Doi Todd, J.

We concur: Boren, P.J.
 Chavez, J.

July 3, 2007 (Continued)

DIVISION THREE

B200137 Reynolds (Not for Publication)
v.
Superior Court, Los Angeles County
(The People, r.p.i.)

The petition for writ of mandate is granted. Let a peremptory writ of mandate issue in the first instance directing Judge Jessie I. Rodriguez to (1) vacate the order entered on 6-19-06, changing the decision made by Charles D. Sheldon, a different judicial officer of the same court; (2) accept the peremptory challenge as timely filed as previously determined by Judge Sheldon; and (3) ensure that the case is heard by a judicial officer who has not been disqualified. No costs are awarded in this proceeding.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

DIVISION FOUR

B185113 Omari et al.
v.
Kindred Healthcare Operating, Inc. et al.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

July 3, 2007 (Continued)

DIVISION SIX

B189115 Lazy Acres Market, INC. et l., (Certified for Publication)
 v
 Tseng et al.,

The judgment is affirmed. Costs are awarded to respondents.

Gilbert, P.J.

We concur: Yegan, J.
 Coffee, J.

B194022 People (Not for Publication)
 v
 Vergara

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
 Coffee, J.

DIVISION SEVEN

B196230 Bell
 v.
 Pierce

B198961 Bell
 v.
 Pierce

Filed order consolidating above captioned appeals.

July 3, 2007 (Continued)

DIVISION EIGHT

B194184 Salamone (Not for Publication)
v.
City Of Walnut

The judgment is affirmed. The parties are to bear their own costs on appeal.

Flier, J.

We concur: Cooper, P.J.
Rubin, J.

B187661 Cytodyn Of New Mexico, Inc., et al.,
v.
Amerimmune Pharmaceuticals, Inc., et al.,

The Court:

Pending augmentation of the record, the submission order of June 29, 2007, is vacated.

B186238 Mileikowsky
v.
West Hills Hospital Medical Center et al.,

Filed order granting petition for rehearing. The case is deemed submitted as of the date of the filing of this order.